"Express Mail" mailing label number <u>EV324783005US</u> PTO/SB/01 (6-95) Approved for use through: 10/31/98 OMB 0651-0032 Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Type a plus sign (+) inside this box + U 0158 OS/OAPT 0010/PTO U.S. Department of Commerce Attorney Docket Patent and Trademark Office Rev. 6/95 Number First Named Inventor ZHANG, Yeyan **DECLARATION FOR** COMPLETE IF KNOWN **UTILITY OR DESIGN** AUG 2 0 2104 **Application Number** 10/629,266 PATENT APPLICATION HAT TRADE 07/29/2003 Filing Date **Group Art Unit** Declaration Declaration Submitted after Submitted **Examiner Name** Initial Filing with Initial Filing As a below named inventor, I hereby declare that: My residence, post office address, and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: USE OF POX4 PROMOTER TO INCREASE GENE EXPRESSION IN Candida tropicalis (Title of the Invention) the specification of which is attached hereto х OR as United States Application Number or PCT International was filed on (MM/DD/YYYY) 07/29/2003 (if applicable). 10/629,266 and was amended on (MM/DD/YYYY) Application Number I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in Title 37 Code of Federal Regulations, § 1.56. I hereby claim foreign priority benefits under Title 35, United States Code §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT International application having a filing date before that of the application on which priority is claimed. Certified Copy Attached? Foreign Filing Date (MM/DD/YYYY) Priority Country Prior Foreign Application Number(s) Not Claimed YES NO Additional foreign application numbers are listed on a supplemental priority sheet attached hereto:

Burden Hour Statement: This form is estimated to take .4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington DC 20231.

Additional provisional

application numbers

are listed on a supplemental priority sheet attached hereto.

I hereby claim the benefit under Title 35, United States Code §119(e) of any United States provisional application(s) listed below.

Filing Date (MM/DD/YYYY)

08/05/2002

Application Number(s)

60/401,212

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